GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – M.A. & U.D. Department – Disciplinary action initiated against Sri P.Venkata Ramanaiah, Dy.Executive Engineer (Retd.), Office of the Superintending Engineer, Public Health Engineering Dept., Visakhapatnam, for his failure to obtain prior permission while acquiring immovable properties form the competent authority and failed to submit his Annual Property Returns to the competent authority during his service in violation of A.P. Civil Services (Conduct) Rules, 1964 - Charges framed - Inquiry conducted - Report along with Disagreement factors communicated - Imposing a penalty of "10 % cut in pension for a period of five (5) years"– Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.I) DEPARTMENT

G.O.Rt.No. 226 **Dated:10.04.2023**

Read the following:-

1. Final Report from the Director General, ACB., A.P., Hyderabad, Letter Rc.No.66/RCA-WVP/90-S.11, dated.28.07.1992.
2. G.O.Ms.No.464, MA&UD (C1) Department, dated.10.11.1995.
3. G.O.Rt.No.1249, MA&UD (E2) Department, dated.26.10.2002.
4. From Sri P.Venkata Ramanaiah, Dy.Executive Engineer (Retd.), written statement of defence, dated.18.01.2003.
5. Orders in C.C.No.5/1997, dt.22.11.2010 of the Hon'ble Court of Special Judge for ACB Cases, Visakhapatnam.
6. From the Director General, ACB., Letter No.66/RCA-WVP/1990-S.11, dated.31.03.2011.
7. Govt.Memo.No.2397/Vig.I/2001, dated.13.05.2011.
8. From the DG., ACB., Letter No. 66/RCA-WVP/1990-S11, dt.12.08.2011.
9. G.O.Rt.No.212, MA&UD (Vig.I) Department, dated.27.02.2018.
10. G.O.Rt.No.566, MA&UD (Vig.I) Department, dated.29.05.2018.
11. Inquiry Report from the Enquiry Officer Sri B.H.Srinivasa Rao, S.E., P.H. Circle, Visakhapatnam, dated.08.03.2019 received through Letter No.10960/CS2/1990, dt.04.04.2019 of the ENC (PH), A.P., Guntur.
12. Govt.Memo.No.2397/Vig.I/2001, dated.05.08.2019.
13. Written Representation of Sri P.V.Ramanaiah, Dy.E.E. (Retired) dated.23.11.2021.
14. Govt.Memo.No.2397/Vig.I/2001, dated.21.01.2022.
15. From the ENC (PH), A.P., Guntur, Lr.No.10960/CS2/1990, dated.21.04.2022 & 14.12.2022.
16. Govt. Letter No.2397/Vig.I/2001, dated.02.02.2023.
17. From the APPSC, AP, Vijayawada, Lr.No.GAD03-APPS0DCC/28/2023-DC. SeC/-APPSC2021, dt.09.03.2023.

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(P.T.O.)

O R D E R:

Whereas, the Director General, Anti Corruption Bureau in his Final Report among others, recommended to accord sanction of prosecution, as the allegation of acquisition of disproportionate assets was substantiated and also to initiate departmental action against Sri P.Venkata Ramanaiah, the then Deputy Executive Engineer (Retired), GVMC for violation of A.P.C.S. (Conduct) Rules, 1964. Accordingly, Government accorded sanction of prosecution against Sri P.Venkata Ramanaiah, the then Deputy Executive Engineer, GVMC., Visakhapatnam in the reference 2nd read above and also initiated departmental action by issuing Articles of Charges against Sri P.Venkata Ramanaiah, the then Deputy Executive Engineer, GVMC., Visakhapatnam, vide reference 3rd read above.

2. Whereas, having not convinced with the WSD submitted by the charged officer in the reference 4th read above, Govt, decided to conduct a regular Inquiry and issued order vide reference 9th read above, appointing Sri B.H.Srinivasa Rao, S.E., P.H. Circle, Visakhapatnam, as an Inquiry Authority to inquire into the charges framed against Sri P.Venkata Ramanaiah, Deputy Executive Engineer,(Retd). In the reference 10th read above, Sri M.V. Ramana Murthy, Inspector of Police, ACB, Visakhapatnam Range, was appointment as Presenting Officer, to present the case before the Inquiry Authority on behalf of Disciplinary Authority.a

3. In the reference 11th read above, Sri B.H.Srinivasa Rao, S.E., P.H. Circle, Visakhapatnam submitted his Inquiry report concluding that, all the nine (9) charges framed against Sri P.V.Ramanaiah , Deputy Executive Engineer,(Retd) are held proved in the Inquiry and requested to take necessary further action in the matter.

4. Government have examined the Inquiry report and in the reference 12th read above, a copy of Inquiry report was communicated to the charged officer Sri P.Venkata Ramanaiah, Deputy Executive Engineer (Retired),under Rule 21 (2) of APCS (CC&A) Rules, 1991, and directed to submit his written representation on the findings of Inquiry Report.

5. In the reference 13th read above, Sri P.Venkata Ramanaiah, Deputy Executive Engineer (Retired), submitted his written representation. Among others, stated that, all the (9) charges framed against him are totally baseless, untruth, sans identity on record and requested to drop all the charges and close further proceedings duly considering his age of 76 years, medical ailments of himself & his wife more particularly with that of the conclusion of the Hon'ble High court orders by evidential proofs.

6. Government after careful examination of the matter, it has been provisionally decided to impose a penalty of "10% cut in pension for a period of five (5) years" on Sri P.Venkata Ramanaiah, Deputy Executive Engineer (Retired), under Rule-9 of A.P. Revised Pension Rules, 1980, as the charges for not taking prior permission for obtaining immovable properties and not submitting APRs during his service are held proved in the Inquiry, and also the written representation is not convincing. Accordingly, a show cause notice, was issued calling for explanation as to why the said penalty cannot be imposed against him under Rule-9 of A.P. Revised Pension Rules, 1980, vide reference 14th read above.

(Conti...)

7. In the reference 15th read above, the ENC (PH) has furnished service particulars of the Charged Officer and also submitted the served copy of show-cause-notice on the Charged Officer.

8. Government have examined the matter in detail, keeping in view the Inquiry Report and after careful examination of the matter and after following due procedure, it has been decided to confirm the provisional decision of the Government at para (6) above, under Rule-9 of A.P. Revised Pension Rules, 1980.

9. Accordingly, in the reference 16th read above, the Secretary, A.P. Public Service Commission, Vijayawada was requested to convey the concurrence of the Commission to the above said Government's Proposal.

10. In the reference 17th read above, the Secretary, A.P. Public Service Commission, Vijayawada has informed that, Commission, agrees with the proposals of the Government, to impose a penalty of "10% cut in pension for a period of five (5) years" on Sri P.Venkata Ramanaiah, the then Deputy Executive Engineer (Retired), GVMC., Visakhapatnam and requested to communicate final orders in the matter.

11. Accordingly, Government hereby order to impose a penalty of "10% cut in pension for a period of five (5) years" on Sri P.Venkata Ramanaiah, the then Deputy Executive Engineer (Retired), GVMC., Visakhapatnam, under Rule -9 of A.P. Revised Pension Rules, 1980.

12. The Engineer-In-Chief, Public Health, Tadepalli, A.P., Guntur shall take necessary further action in the matter accordingly.

13. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y.SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri P.Venkata Ramanaiah, the then Deputy Executive Engineer (Retired),
GVMC., Visakhapatnam - **through** the ENC (PH), A.P., Guntur.
The Engineer-In-Chief (PH), A.P., Tadepalli, Guntur.

Copy to:
The AG-AP., Vijayawada.
The Director General, Anti Corruption Bureau, A.P., Vijayawada.
The Secretary to A.P. Vigilance Commission, A.P. Secretariat, Velagapudi.
The Commissioner, GVMC., Visakhapatnam.
SF / SCs (E.No.371376).

// FORWARDED BY ORDER //

SECTION OFFICER.